



Docket No.: WEB-19967

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

By: 

Date: November 19, 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 09/768,394 Confirmation No.: 1357  
Applicant : Franz Haas et al.  
Filed : January 24, 2001  
Title : Use of Erythritol and /or Xylitol in Baking Mixtures or Doughs for  
Non-Perishable Goods Made from Flours and/or Starches as  
Partial or Complete Sugar Replacement  
Art Unit : 1761  
Examiner : Leslie Wong  
Docket No. : WEB-19967  
Customer No. : 24131

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR § 1.97(c)(2)

Hon. Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR § 1.98 copies of the following patents and/or publications are cited herewith:

United States Patent US 4,283,430 (Doster et al.), dated August 11, 1981;

United States Patent US 5,533,439 (Ito), dated July 09, 1996, and corresponding German Published Non-Prosecuted Patent Application DE 195 39 177 A1, dated May 02, 1996;

United States Patent US 5,876,772 (Biggs et al.), dated March 02, 1999, and corresponding German Published Non-Prosecuted Patent Application DE 197 37 180 A1, dated March 05, 1998;

11/21/2007 RHEBRIGHT 00000076 09768394 180.00 OP  
01 FC:1806

United States Patent US 4,303,690 (Haas, Sr. et al.), dated December 01, 1981, and corresponding Austrian Patent AT 344 633, dated August 10, 1978;

English language International Publication WO 95/08268 (Kløft), dated March 30, 1995;

English language European Patent Specification EP 0 012 588 B1 (Stave), dated June 25, 1980;

English language European Patent Application EP 0 753 262 A2 (Kondou), dated January 15, 1997;

English language European Patent Application EP 0 688 502 A1 (Rapaille et al.), dated December 27, 1995;

English language European Patent Application EP 0 511 761 A1 (Rapaille et al.), dated November 04, 1992;

English abstract of German Published Non-Prosecuted Patent Application DE 42 39 143 A1 (Ito), dated January 13, 1994;

German Published Non-Prosecuted Patent Application DE 25 08 533 (Madsen), dated August 28, 1975. This reference pertains to a method for the production of shell- shaped waffles, especially for filling with ice cream, characterized in that a pancake is formed and baked from a batter with a sugar content of at least 20% by weight of the solid matter, the warm pancake being placed between a matrix and a mold stamp, whereon the matrix and the mold stamp are moved against each other in order to press the pancake in the shell casting.

If no translation of pertinent portions of any foreign language patents or publications mentioned above is included with the aforementioned copies of those applications, patents and/ or publications, it is because no existing translation is readily available to the applicant.

As per the Notice in 1273 OG 55 (August 5, 2003) no copies of any above-mentioned U.S. patents and U.S. patent application publications are submitted for any application filed after June 30, 2003.

In accordance with 37 CFR § 1.97(c)(2), consideration of this Information Disclosure Statement is requested. Enclosed is the fee in the amount of \$180.00.

Please charge any other fees, which might be due with respect to Sections 1.16 and 1.17 to Deposit Account No. 12-1099 of Lerner Greenberg Sterner LLP.

Respectfully submitted,

  
\_\_\_\_\_  
Alfred K. Dassler (52,794)

Date: November 19, 2007

Lerner Greenberg Sterner LLP  
Post Office Box 2480  
Hollywood, FL 33022-2480  
Tel: (954) 925-1100  
Fax: (954) 925-1101

AKD / bh

**Alfred K. Dassler**  
**52,794**